

STATE OF CONNECTICUT
LABOR DEPARTMENT

CONNECTICUT STATE BOARD OF LABOR RELATIONS

IN THE MATTER OF

TOWN OF MIDDLEBURY

DECISION NO. 4616

-AND-

AUGUST 30, 2012

UNITED PUBLIC SERVICE EMPLOYEES UNION –
COPS DIVISION

-AND-

CSEA, INC., SEIU, LOCAL 2001

Case No. ME-29,869

A P P E A R A N C E S:

Attorney Robert W. Smith
for the Town

Attorney Robert J. Krzys
for CSEA, Inc., SEIU, Local 2001

Attorney Craig Manemeit
for UPSEU – COPS Division

**RULING ON OBJECTION (BLOCKING CHARGE) TO
DIRECTION OF ELECTION**

On July 2, 2012 United Public Service Employees Union – COPS Division (UPSEU) filed a petition with the Connecticut State Board of Labor Relations (the Labor Board) seeking, pursuant to the Municipal Employee Relations Act (MERA or the Act), to represent a certain bargaining unit of employees of the Town of Middlebury (the Town). The petitioned-for unit is currently represented by CSEA, Inc., SEIU Local 2001 (CSEA).

On August 9, 2012 the Labor Board's Agent issued an Order of Election directing an election by secret ballot. On August 22, 2012 the Agent issued a Notice scheduling the election for September 5, 2012 and CSEA filed an Objection To Agent's Direction of Election. CSEA contends, in part, that the election should be blocked given the pendency of its prohibited practice complaint¹ before the Labor Board.

ORDER

CSEA's Objection To Agent's Order of Election on the basis of the pendency of Case No. MPP-29,746 is **DISMISSED**.

CONNECTICUT STATE BOARD OF LABOR RELATIONS

Patricia V. Low
Patricia V. Low
Chairman

Wendella Ault Battey
Wendella Ault Battey
Board Member

Barbara J. Collins
Barbara J. Collins
Board Member

¹ On April 18, 2012 CSEA filed a complaint (Case No. MPP-29,746) which alleged that the Town engaged in illegal unilateral action and discrimination based on union activity.

CERTIFICATION

I hereby certify that a copy of the foregoing was mailed postage prepaid this 30th day of August, 2012 to the following:

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CONNECTICUT STATE BOARD OF LABOR RELATIONS